



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

) Case No.: 91CR1071

Plaintiff,

) ORDER OF DETENTION

) vs.

[Fed. R. Crim. P. 32.1(a)(6);  
18 U.S.C. § 3143(a)]

James Bernard

Defendant.

16

17 The defendant having been arrested in this District pursuant to  
18 a warrant issued by the United States District Court for the  
19 Central Dist. of Cal. for alleged violation(s) of the terms and  
20 conditions of his/her ~~probation~~ [supervised release]; and

21 The Court having conducted a detention hearing pursuant to  
22 Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a);

23 The Court finds that:

- 24 A.  The defendant has not met his/her burden of establishing by  
25 clear and convincing evidence that he/she is not likely to flee  
26 if released under 18 U.S.C. § 3142(b) or (c). This finding is  
27 based on allegation that defendant absconded from supervision

1        allegations suggest that not amenable  
2        to supervision

3  
4        and/or

5        B.  The defendant has not met his/her burden of establishing by  
6        clear and convincing evidence that he/she is not likely to pose  
7        a danger to the safety of any other person or the community if  
8        released under 18 U.S.C. § 3142(b) or (c). This finding is based  
9        on: substance abuse history

10  
11  
12  
13  
14        IT THEREFORE IS ORDERED that the defendant be detained pending  
15        the further revocation proceedings.

16  
17        Dated: 10/27/08

18  
19  
20          
21        UNITED STATES MAGISTRATE JUDGE